

SENATE BILL 3473

By Jackson

AN ACT to amend Tennessee Code Annotated, Title 40,  
Chapter 39, relative to sexual offenders.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Title 40, Chapter 39, Part 2, is amended by adding a new section thereto:

§ 40-39-216.

(a) It is an offense for any person to rent or lease any primary or secondary residence or any other living accommodation to a tenant who is a sexual offender or a violent sexual offender whose victim was a minor, if such primary or secondary residence or living accommodation is within one thousand feet (1,000') of the property line of any public school, private or parochial school, licensed day care center, other child care facility, public park, playground, recreation center or public athletic field available for use by the general public.

(b) It is an exception to the application of this section that the person offering a living accommodation for rent or lease:

(1) Reviewed the TBI sexual offender registry web site prior to execution of the lease or rental agreement, and such web site did not reflect that the potential tenant was either a sexual offender or violent sexual offender, or that such tenant's victim was a minor; or

(2) Called the toll-free TBI hotline established pursuant to § 38-6-116 prior to execution of the lease or rental agreement, and such information obtained from the hotline did not identify the potential tenant

as a sexual offender or violent sexual offender, or that the tenant's victim was a minor.

(c) A violation of this section is a Class A misdemeanor.

SECTION 2. This act shall take effect July 1, 2010, the public welfare requiring it.